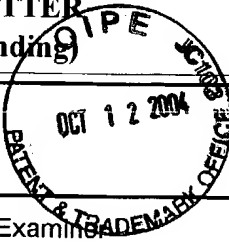


DAC #

<b>TRANSMITTAL LETTER</b> (General - Patent Pending)	DIVISION Docket No. WSP199US
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In Re Application Of: Andrea Born et al.	2004 OCT 15 AM 11:48
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Application No. 09/869,183	Filing Date August 28, 2001	Examiner Umakant K. Rajguru	Customer No. 24041	Group Art Unit 1711	Confirmation No. 9793
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Title: FORMING OR COATING MATERIAL AND UTILIZATION THEREOF	RECEIVED OCT 19 2004 OFFICE OF PETITIONS
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COMMISSIONER FOR PATENTS:

Transmitted herewith is:

- 1) Payment of Deficiency Under 37 CFR 1.28(c) Due to Error in Small Entity Status
- 1) Certificate of Mailing by First Class Mail
- 1) check for \$77.00 (\$9.00 for extra dependent claim to change to large entity and \$68.00 for one month extension of time fee to change to large entity)
- 1) Acknowledgement postcard
- 1) Transmittal Letter

in the above identified application.

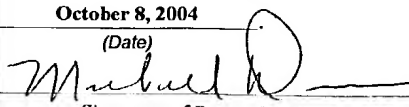
- ☐ No additional fee is required.
- ☒ A check in the amount of \$77.00 is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 50-0822 as described below.
  - ☐ Charge the amount of
  - ☒ Credit any overpayment.
  - ☒ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

  
Signature

Dated: October 8, 2004

Michael L. Dunn  
Reg. No. 25330  
Simpson & Simpson, PLLC  
5555 Main Street  
Williamsville, New York 14221  
(716) 626-1564 Phone  
(716) 626-0366 Fax

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on	
October 8, 2004 (Date)	
Signature of Person Mailing Correspondence	
Michael L. Dunn	
Typed or Printed Name of Person Mailing Correspondence	

10/18/2004 DALLEN 00000015 09869183  
01 FCet461 77.00 0P



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Attorney Docket No. WSP199US  
U.S. Patent Application No. 09/869,183

Date: October 8, 2004

Page 1

2004 OCT 15 AM 11:49

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Andrea Born et al.

U.S. Patent Application No. 09/869,183

For: FORMING OR COATING MATERIAL AND UTILIZATION THEREOF

Filed: August 28, 2001

Examiner: Rajguru, Umakant K.

Group Art Unit: 1711

Confirmation No.: 9793

Customer No.: 24041

**Certificate of Mailing by First Class Mail**

I certify that this Payment of Deficiency Under 37 CFR 1.28(c) Due to Error in Small Entity Status is being deposited on October 8, 2004 with the U.S. Postal Service as first class mail under 37 C.F.R. §1.8 and is addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

Michael L. Dunn  
Reg. No. 25330

**PAYMENT OF DEFICIENCY UNDER 37 CFR 1.28(c)**  
**DUE TO ERROR IN SMALL ENTITY STATUS**

Mail Stop AF  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Honorable Sir:

In an amendment submitted to the USPTO by first class mail on November 24, 2003, the attorney for the applicant without fraudulent intent and through typographical error established small entity status in the above identified patent application and paid small entity fees in conjunction with the amendment. This error was first discovered on September 23, 2004 upon submission of a subsequent response.

DIVISION

Attorney Docket No. WSP199US  
U.S. Patent Application No. 09/869,183

2004 OCT 15 AM 11:47 Date: October 8, 2004  
Page 2


In fact the application is not entitled to small entity status and the fee deficiency in the amount of \$ 77.00 is submitted herewith.

In accordance with 37 CFR 1.28(c)(2)(ii), itemization of the deficiency payment is as follows:

1. An extra dependent claim fee was paid November 24, 2003 with the above amendment in the amount of \$9.00, paid as small entity. The current large entity fee for an extra dependent claim is \$18.00. The resulting deficiency is thus \$9.00.
2. A one month extension of time fee was paid November 24, 2003 with the above amendment in the amount of \$42.00, paid as small entity. The current large entity fee for a one month extension of time is \$110.0. The resulting deficiency is thus \$68.00.
3. The total deficiency due is thus \$77.00 (\$9.00 plus \$68.00).

Acceptance and processing of the deficiency payment is respectfully requested.

Respectfully submitted,

  
Michael L. Dunn, Esq.  
Registration Number 25330  
CUSTOMER NO. 24041  
Simpson & Simpson, PLLC  
5555 Main Street  
Williamsville, NY 14221-5406  
Telephone No. 716-626-1564

MLD/mjk

Dated: October 8, 2004